

Daniel S. Mount, Esq. (Cal. Bar No. 77517)
Kathryn G. Spelman, Esq. (Cal. Bar No. 154512)
Daniel H. Fingerman, Esq. (Cal. Bar No. 229683)
Kevin M. Pasquinelli, Esq. (Cal. Bar No. 246985)
Mount & Stoelker, P.C.
RiverPark Tower, Suite 1650
333 West San Carlos Street
San Jose CA 95110-2740
Phone: (408) 279-7000
Fax: (408) 998-1473
Email: dmount@mount.com
kspelman@mount.com
dfingerman@mount.com
kpasquinelli@mount.com

Attorneys for Defendants Romi Mayder, Wesley Mayder,
Silicon Test Systems Inc., and Silicon Test Solutions LLC

United States District Court
Northern District of California, San Jose Division

MOUNT & STOELKER, P.C.
RIVERPARK TOWER, SUITE 1650
333 WEST SAN CARLOS STREET
SAN JOSE, CALIFORNIA 95110-2740
TELEPHONE (408) 279-7000

1 I, Kevin Pasquinelli, declare as follows:

2 1. I am an attorney with the law firm of Mount & Stoelker, P.C., counsel for the
3 Defendants in this action, Romi Mayder, Wesley Mayder, Silicon Test Systems Inc., and Silicon Test
4 Solutions LLC (collectively, "Defendants"). I have personal knowledge of the facts set forth in this
5 declaration and, if called upon to testify in this Court as to those facts, my testimony would be as
6 stated herein.

7 2. I submit this declaration in support of *Defendants' Administrative Motion For Leave*
8 *To File Documents Under Seal.*

9 3. I have reviewed the document entitled *Defendants' Notice of Motion and Motion to*
10 *Compel Amended Responses and Production of Responsive Documents to Defendants Second Set of*
11 *Requests for Production of Documents on Plaintiff Verigy, Motion for Fees and Sanctions.* I have
12 determined that portions of this document contain information that has been designated
13 "Confidential" or "Highly Confidential — Attorneys' Eyes Only" by one or more parties under the
14 Stipulated Protective Order (although Defendants reserve the right to challenge certain designations
15 asserted by Verigy).

16 4. I have reviewed the document entitled *Declaration of Kevin M. Pasquinelli in Support*
17 *of Defendant's Motion to Compel Production of Responsive Documents.* I have determined that this
18 document's exhibits A, B, C, and J have been designated "Confidential" or "Highly Confidential —
19 Attorneys' Eyes Only" by one or more parties under the Stipulated Protective Order (although
20 Defendants reserve the right to challenge certain designations asserted by Verigy).

21 5. I have concluded that the parties' confidentiality interest therefore overcomes the right
22 of public access to the record, as a substantial probability exists that the parties' overriding
23 confidentiality interests will be prejudiced if the record is not sealed. The proposed sealing is
24 narrowly tailored, and I am not aware of any less-restrictive means to achieve the parties' overriding
25 interests.

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1 I declare under penalty of perjury under the laws of the United States that the foregoing is true
2 and correct and that this declaration was executed on the date below at San Jose, California.
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4

Dated: April 9, 2008

Kevin M. Pasquinelli

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